

PATENT
454313-2540REMARKS

Reconsideration and withdrawal of the rejections of this application and consideration and entry of this paper are respectfully requested in view of the amendments and remarks herewith, which place the application in condition for allowance. This paper is submitted pursuant to the October 17 and October 20, 2003 telephonic interviews, for which the Examiner is thanked for the courtesies extended thereat.

Claims 22, 32, 36, 38-43, 48 and 49 are pending. Claims 22 and 40 are amended, and claims 23, 24, 37 and 44-47 are cancelled, without prejudice, without admission, without surrender of subject matter, and without any intention of creating any estoppel as to equivalents. Applicants reserve the right to pursue cancelled subject matter in a divisional application.

No new matter is added. It is submitted that these claims are patentably distinct from the documents cited by the Examiner, and that these claims are in full compliance with the requirements of 35 U.S.C. §112. The amendments to the claims and the remarks made herein are not made for the purpose of patentability within the meaning of 35 U.S.C. §§ 101, 102, 103 or 112; but rather the amendments and remarks are made simply for clarification and to round out the scope of protection to which Applicants are entitled. Support for the amended recitation in the claims is found throughout the specification.

Claim 22 was amended, for example, to recite that topical application would be on a localized region having a surface area of 10 cm² or less, support for which is found in the specification on page 8, lines 13-17. During the October 20, 2003 telephonic interview, it was agreed that topically applying a parasitically effective amount of the spot-on topical preparation comprising a veterinarian acceptable vehicle and a compound of Formula I to a localized region having a surface area of 10 cm² or less on the domestic or laboratory mammal would take into consideration, for example, smaller felines and canines.

CONCLUSION

In view of the remarks and amendments herewith and those of record and the documents previously submitted, the application is in condition for allowance. Favorable reconsideration of the application and prompt issuance of a Notice of Allowance are earnestly solicited.

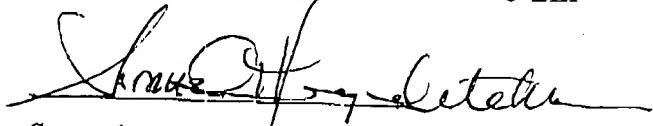
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The undersigned looks forward to hearing favorably from the Examiner at an early date and again thanks the Examiner for the October 17 and October 20, 2003 telephone interviews.

Respectfully submitted,

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